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OS

5/10/2013

BROWNSVILLE DIVISION

FILE: 2012R10550

Un-SEALED 12/2/13 **OCDETF**

SUPERSEDING CRIMINAL DOCKET

NO. B-12-435-S1

<u>INDICTMENT</u>

COUNTY: Cameron Filed: MAY 22, 2012

udge: HILDA G. TAGLE

Superseding Filed: MAY 22, 2013

ATTORNEYS:

UNITED STATES OF AMERICA

VS.

KENNETH MAGIDSON, USA CHARLES E. LEWIS, AUSA JULIE HAMPTON, AUSA JODY YOUNG, AUSA

TOMAS YARRINGTON RUVALCABA (YOB: 1957) MEXICO (Cts. 1-5, 8,10,11) WARRANT FERNANDO ALEJANDRO CANO MARTINEZ (YOB: 1956) MEXICO (Cts.1,3-7,9) WARRANT

CHARGE: Ct. 1: RICO Conspiracy;

Total

18 USC 1962(d)

Counts (11)

Conspiracy to Import Cocaine and Marijuana into U.S.; Ct. 2:

21 USC 963

Ct. 3: Conspiracy to Launder Monetary Instruments;

18 USC 1956 (h)

Ct. 4: Conspiracy - False Statements to Financial Institutions;

18 USC 371 & 18 USC 1014

Ct. 5: Conspiracy to Commit Bank Fraud;

18 USC 1349

Cts. 6-10: Bank Fraud, Aiding and Abetting;

18 USC 1344 and 2

Ct. 11: Conspiracy to Structure Transactions To Avoid Reporting Requirement;

18 USC 371 & 31 USC 5324

NOTICE OF FORFEITURE

PENALTY: Ct. 1: 0 - LIFE, \$10 million or twice the gross gain or loss involved, not more than 5 vrs SRT, \$100 Special Assessment

> Ct. 2: 10 - LIFE, \$10 million or twice the gross gain or loss involved, not less than 5 yrs SRT, \$100 Special Assessment;

> Ct. 3: Not more than 20 years, \$500,000.00 or twice the gross gain or loss involved, not more than 3 years SRT, \$100 Special Assessment;

Ct. 4: 5 years, Fine or twice the gross gain or loss involved, not more than 3 years SRT, \$100 Special Assessment;

Cts.5-10: 30 years, \$1,000,000.00 or twice the gross gain or loss involved, not more than 3 years SRT, \$100 Special Assessment;

Ct.11: 5 years, Fine or twice the gross gain or loss involved, not more than 3 years SRT, \$100 Special Assessment;

In Jail: On Bond: No Arrest: X

HSI-BRO: John Lyons IRS-BRO: Joe Salinas

PROCEEDINGS: